

**SNMP RESEARCH, INC. and SNMP  
RESEARCH INTERNATIONAL, INC.,**

**V.**

## Defendants.

## Jury Demand

Case 3:20-cv-00451-CEA-DCP Document 309 Filed 05/11/23 Page 1 of 3 PageID #: 14327

(Dkt. 308 at 2-4).<sup>1</sup> Under these circumstances, the Court should either strike Extreme's new arguments, or in the alternative allow submission of the proposed sur-reply attached to Plaintiffs' motion to strike.

---

<sup>1</sup> Extreme does not dispute that this supposed pleading defect could be resolved with the mere addition of a paragraph in the breach of contract cause of action incorporating by reference the paragraphs contained within the fraud cause of action (and notably, the breach of contract cause of action already incorporates by reference the fraud allegations contained in the body of the amended complaint; Dkt. 244 ¶ 137; *id.* ¶¶ 87-99).

Respectfully submitted,

Dated: May 11, 2023

By: /s/ John L. Wood

John L. Wood, Esq. (BPR #027642)  
Cheryl G. Rice, Esq. (BPR #021145)  
Rameen J. Nasrollahi, Esq. (BPR #033458)  
EGERTON, McAFEE, ARMISTEAD & DAVIS, P.C.  
900 S. Gay Street, Suite 1400  
P.O. Box 2047  
Knoxville, TN 37902  
(865) 546-0500 (phone)  
(865) 525-5293 (facsimile)  
jwood@emlaw.com  
crice@emlaw.com  
masrollahi@emlaw.com

By: /s/ A. Matthew Ashley

A. Matthew Ashley (CA Bar. No. 198235)  
Morgan Chu (CA Bar. No. 70446)  
David Nimmer (CA Bar. No. 97170)  
Olivia L. Weber (CA Bar. No. 319918)  
IRELL & MANELLA LLP  
1800 Avenue of the Stars, Suite 900  
Los Angeles, California 90067-4276  
(310) 277-1010 (phone)  
(310) 203-7199 (facsimile)  
mchu@irell.com  
dnimmer@irell.com  
mashley@irell.com  
oweber@irell.com

*Attorneys for Plaintiffs  
SNMP Research International, Inc. and  
SNMP Research, Inc.*